#### UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

OSCAR PRIVATE EQUITY INVESTMENTS, Individually And On Behalf of All Others Similarly Situated, No. 3:03-CV-2761-K

Plaintiffs,

v.

ROYCE J. HOLLAND and ANTHONY PARELLA,

Defendants.

## APPENDIX TO PLAINTIFFS' SUPPLEMENTAL SUBMISSION REGARDING CLASS CERTIFICATION LOSS CAUSATION ISSUES ON REMAND FROM THE FIFTH CIRCUIT COURT OF APPEALS

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CASE NO. 3:03-CV-2761-H

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November 1, 2007 Respectfully submitted, **DATED:** 

#### GLANCY BINKOW & GOLDBERG LLP

#### s/Lionel Z. Glancy

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claxtonhill@airmail.net E-mail:

Liaison Counsel for Plaintiffs

APPENDIX TO PLAINTIFFS' SUPPLEMENTAL SUBMISSION REGARDING CLASS CERTIFICATION LOSS CAUSATION ISSUES ON REMAND FROM THE FIFTH CIRCUIT COURT OF APPEALS Page 5 of 5

### FEDERAL COMMUNICATIONS COMMISSION Washington, D.C. 20554

October 15, 2007

#### VIA FEDERAL EXPRESS

Andrew Tan Glancy Binkow & Goldberg LLP 1801 Avenue of the Stars, Suite 311 Los Angeles, CA 90067

Re: Freedom of Information Act Request Control No. 2007-497

Dear Mr. Tan:

We are hereby forwarding documents responsive to your August 30, 2007 Freedom of Information Act (FOIA) request (Control No. 2007-497). Additionally, on our own motion, we are revising our September 27, 2007 decision responding to your request. Specifically, we found in our September 27, 2007 letter that Part II of the "public versions" of the Allegiance Form 477 filings contains sufficiently detailed information about Allegiance's business activities such that a competitor could directly and indirectly derive competitively sensitive customer and network information. We further found that the release of these parts of Allegiance's "public versions" would threaten substantial competitive harm to XO as the successor in interest to Allegiance, and we denied your request to the extent that it sought those records. On our own motion, we revise our earlier response to make these same findings with regard to Part I of the "public versions" of the Allegiance filings and we further deny your FOIA request to the extent that it seeks Part I of these versions of the filings.

Additionally, we previously granted your request to the extent that it seeks the cover letters transmitting the filings.<sup>5</sup> We find on our own motion that the cover letters in fact contain information that we determined in our September 27, 2007 response not to release: specifically, the name of the contact representatives associated with the filings. Accordingly, we further deny your request to the extent that it seeks this information in the cover letters.

Finally, we correct our September 27, 2007 response letter to indicate that we are withholding the 'Contact Person,' and 'Contact person telephone and e-mail address' information

E-mail from Andrew Tan, Glancy Binkow and Goldberg, LLP, to FCC FOIA Officer, dated August 30, 2007.

Letter from Kirk Purges, Chief of Staff, ECC Wireling Course this Purges, the Course of Staff, ECC Wireling Course this Purges, and the Course of

Letter from Kirk Burgee, Chief of Staff, FCC Wireline Competition Bureau, to Andrew Tan, Glancy Binkow & Goldberg LLP, September 27, 2007 (WCB Response). See 47 C.F.R. § 1.113(a).

WCB Response at p. 2.

<sup>4</sup> Id.

<sup>&</sup>lt;sup>5</sup> *Id*. at p. 3.

contained boxes 6 and 7 or 7 and 8 (rather than boxes 5 and 6) of the cover pages of the filings, depending upon when the filing was effected. We are withholding information in the 'Contact Person' and 'Telephone Number' fields from the certification statements submitted with the filings (the certification statements do not contain 'E-mail' information for the contact person).

We do not revise our September 27, 2007 decision except as specifically set forth above.

Under FCC rule §0.461(i)(2), you have ten business days following the date of this letter to file an application for review of the Wireline Competition Bureau's revisions to its September 27, 2007 decision as set out in this letter, *i.e.*, the decisions to withhold Part I of the "public versions" of the Allegiance Form 477 filings and the name of the contact representative in the associated cover letters.<sup>6</sup>

Sincerely,

Kirk S. Burgee Chief of Staff

Wireline Competition Bureau

Enclosures

cc: Kelly Faul (by facsimile; without enclosures)

<sup>&</sup>lt;sup>6</sup> See 47 C.F.R. §§ 1.113(c) and 0.461(i)(2).

9201 N. Central Expressway The Pyramids, Bldg. B Dallas, TX 75231 214/261-7100 phone 469/259-9122 fax

August 31, 2001

#### VIA Overnight Delivery

FCC Industry Analysis Division, Rm. 6-A220 445 12<sup>th</sup> St., S.W. Washington, D.C. 20554

Subject:

Allegiance Telecom, Inc.

FCC Form 477 - Local Competition and Broadband Reporting

#### Dear FCC:

Allegiance Telecom, Inc. hereby submits the Local Competition and Broadband Reporting Form, FCC Form 477, as of June 30, 2001. This filing includes an originally signed Certification Statement and 32 files contained on 8 floppy diskettes. Of these 32 files, 16 are public versions with the remaining 16 files being privileged and/or confidential versions of FCC Form 477.

We request "CONFIDENTIAL" treatment of the enclosed information.

Please acknowledge receipt of this filing by date stamping the extra copy of this letter and returning it to me in the enclosed self-addressed envelope.

Please contact formation. Thank you.

Sincerely,

David Rose

Regulatory Manager

Allegiance Telecom, Inc.

(469) 259-2067

david.rose@algx.com

**Enclosures** 

Instructions for the Local Competition and Broadband Reporting Form, FCC Form 477 (For Filing Due 9/1/01)

#### V. CERTIFICATION STATEMENT

| FCC Form 477 Local Competition and Broadband Reporting   |
|--|
| CERTIFICATION STATEMENT  |
| Mail to Industry Analysis Division Rm. 6-A220 445 12 <sup>th</sup> St, SW Washington, D.C. 20554   |
| This filing is an (check one) X original filing revised filing   |
| Organization name: Allegiance Telecom, Inc.  Number of files provided for this reporting period: 32 (16 Redacted and 16 Complete)  Year (of the data): 2001 Data as of: [Check one: June 30 X; December 31]  |
| I certify that I am an officer of Allegiance Telecom, Inc.; that I have examined the information contained in the data files attached herein and that to the best of my knowledge, information and belief, all statements of fact contained in such files are true and that said files represent an accurate statement of the affairs of the above named respondent as of the following date:  June 30, 2001 |
| If I have requested non-disclosure of some or all of the information in FCC Form 477 by so indicating on Line 10 of the form, I certify that this information is privileged and confidential and that public disclosure of such information would likely cause substantial harm to the competitive position of the respondent.   |
| PRINTED NAME: Anthony Parella  |
| POSITION: Executive Vice President   |
| SIGNATURE: WWW 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1   |
| DATE:August 31, 2001 J   |
| Persons making willful false statements in the report form can be punished by fine or imprisonment under the Communications Act, 47 U.S.C. 220(e).   |
| CONTACT PERSON:  |
| TELEPHONE NUMBER:  |

FEDERAL COMMUNICATIONS COMMISSION

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| June 30, 2001                          | Please review instructions before completing form.  |
|  | Reminders:  |
|  | <ol> <li>Virus check your floppy diskettes or compact disk before<br/>you mail them.</li> </ol>   |
|  | <ul> <li>If you are filing original or revised data for an earlier<br/>semi-annual reporting period, do not use this particular<br/>form (which is only for data as of June 30, 2001). See<br/>Reminder 4.</li> </ul>   |
|  | You may not insert or delete columns or rows, move cells, or edit text or numbers outside the cells provided for data entries. Files that cannot be opened in EXCEL97, files whose structure has been altered, and files with improper pages will be returned for   |
|  | refiling.   |
|  | <ol> <li>If you have questions about the form, contact the</li> </ol>   |
|  | Common Carrier Bureau, Industry Analysis Division at (202) 418-0940; via e-mail at 477INFO@fcc.gov;   |
|  | or via TTY at (202) 418-0484  |
|  | an officer of your company. A single statement will cover all files included on the diskette(s) or compact disk   |
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|  | redacted. See Sections IV-B and IV-C of the instructions for information on preparing a redacted file.  |
| 7                                      | 7) Name your files as specified in section IV.B.1 of the instructions. To assist you, complete this Cover Page  |
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|  | Example AZC#J01Allegiance Telecom of Arizona, IncXLS OMB NO: 3060-0816 EXPIRATION DATE: 11/30/2003  |
| -   1                                  | s filing.  Itrolling  Introlling  Itrolling  Itrolling |

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over your own facilities.

III - 1. Cellular, PCS & other mobile telephony.

Mobile voice telephony subscribers in service and served

| Complete Part III if you and all affiliates (including commonly controlled entities) serve 10,000 or more mobile voice telephony s state over your own facilities. See instructions for definitions of "mobile voice telephony subscribers" and "owned facilities". | Allegiance Telecom of Arizona, Inc. non-ILEC operations for Arizona June 30, 2001 |
|---|---|
| voice telephony subscribers in the ned facilities".   |   |

Data as of June 30, 2001

| (a) Network telephone service: subscribers                         |
|--|
| (b) Percentage of (a) provided (i.e. billed directly) to end users |

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| Allegiance Teleco                       | Allegiance Telecom of Arizona, Inc. non-ILEC operations for Arizona June 30, 2001 |      |
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|   | EXPIRATION DATE: 11/30/2003   |      |

FCC Form 477 - Local Competition and Broadband Reporting

Part V: Zip Code Listings

| Hedacted version of file    |                   | * you requested non-disclosure in line 10, indicate if this is your complete or redacted file. | of such information would likely cause substantial fraint to the confidential |   | 10. Indicate whether you request non-disclosure or some or all of the inhamation and public disclosure | in this file                                       |   | 9. Indicate whether this is an original or revised filing.  | e-mail  |  | 8. Contact person telephone number and e-mail address.   | 7. Contact person (person wito prepared the data contained person). |   | 6. State. California   |                               | Name of company, parent or controlling entity.    | If you selected "not shown" above, then provide the following: | Allegiance Telecom, Inc. | Section IV-B-1 for information on preparing file names. | <ol> <li>Use the following drop-down box to select your company, parent or controlling<br/>entity name. Select "not shown" if it is not in the list. See instructions</li> </ol> | HOHALEC Operations                                    | for ILEC or for non-ILEC operations. | 4. Filers must report separate data for ILEC and nor-ILEC operations.  Use the following drop-down box to indicate whether this worksheet contains data |   | <ol> <li>Indicate the category that best describes the operations covered by this filing.</li> <li>Wireline Local Exchange Carrier</li> </ol> | 2. Colliberty Anguaine Faccous of Community                | Filing Status  Meet broadband and local competition thresholds  Allociance Telecom of California. Inc. | 8  | FCC Form 477 — Local Competition and Broadband Reporting |
|-----------------------------|-------------------|--|---|---|--|--|---|---|---|--|--|---|---|--|-------------------------------|---|--|--------------------------|---|--|---|--------------------------------------|---|---|---|--|--|--|--|
| EXPIRATION DATE: 11/30/2003 | OMB NO: 3060-0816 | Example CAC#J01Allegiance Telecom of California, IncXLS  | submit more than one file with the identical file name.                       | should be "1" unless using "1" would cause you to | number as specified in the instructions. This number   | character "#" in this example name with a sequence | to generate an "example" name, below. Replace the | <ol> <li>Name your files as specified in section IV.B.1 of the<br/>instructions. To assist your complete this Cover Page</li> </ol> | for information on preparing a redacted life. | redacted. See Sections IV-B and IV-C of the instructions | 6) If you request non-disclosure of some data, you must<br>slip a public version of the form with such information | cover all files included on the diskette(s) or compact disk.        | an officer of your company. A single statement will | <ol><li>You must include a Certification statement signed by</li></ol> | or via TTY at (202) 418-0484. | at (202) 418-0940; via e-mail at 477INFO@fcc.gov; | 4) If you have questions about the form, contact the           | refiling.                | and files with improper names will be returned for      | for data entries. Files that cannot be opened in EXCEI 97 files whose structure has been altered,  | 3) You may not insert or delete columns or rows, move | Reminder 4.                          |   | <ol><li>If you are filing original or revised data for an earlier</li></ol> | you mail them.  | 1) View chark your floory diskettes or compact disk before | Reminders:   | Please review instructions before completing form. | COACI Lago Marino w Comme                                |

Part III: Mobile Local Telephone

Allegiance Telecom of California, Inc. non-ILEC operations for California June 30, 2001 1111

Complete Part III if you and all affiliates (including commonly controlled entities) serve 10,000 or more mobile voice telephony subscribers in the state over your own facilities. See instructions for definitions of "mobile voice telephony subscribers" and "owned facilities".

Data as of June 30, 2001

 A. Mobile voice telephony subscribers in service and served over your own facilities.

(a)
Percentage of (a)
Network telephone
service:
subscribers

(i.e. billed directly)
to end users

III - 1. Cellular, PCS & other mobile telephony.

Case 3:03-cv-02761-K

Document 103-11

Page 16 of 75

Filed 11/01/2007

FCC Form 477 - Local Competition and Broadband Reporting

Part V: Zip Code Listings

Allegiance Telecom of California, Inc. non-ILEC operations for California

Data as of June 30, 2001 Filers completing Part I or Part II must supply a list of 5-digit Zip Codes in which the filer has at least one customer. Do not provide customer counts by Zip Code. V - 1. 5-digit Zip Codes in the state in which you provide service to end-user locations:

(a) Broadband Service Wireless Exchange Telephone (b) Wireline & Fixed XXXXXX OMB NO: 3060-0816 EXPIRATION DATE: 11/30/2003

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- You may not insert or delete columns or rows, move cells, or edit text or numbers outside the cells provided for data entries. Files that cannot be opened in EXCEL97, files whose structure has been altered, and files with improper names will be returned for refiling.
- If you have questions about the form, contact the Common Carrier Bureau, Industry Analysis Division at (202) 418-0940; via e-mail at 477INFO@fcc.gov; or via TTY at (202) 418-0484.
- 5) You must include a Certification statement signed by an officer of your company. A single statement will cover all files included on the diskette(s) or compact disk.
- 6) If you request non-disclosure of some data, you must file a public version of the form with such information redacted. See Sections IV-B and IV-C of the instructions for information on preparing a redacted file.
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Part III: Mobile Local Telephone

state over your own facilities. See instructions for definitions of "mobile voice telephony subscribers" and "owned facilities". Complete Part III if you and all affiliates (including commonly controlled entities) serve 10,000 or more mobile voice telephony subscribers in the

 A. Mobile voice telephony subscribers in service and served over your own facilities. Data as of June 30, 2001

III - 1. Cellular, PCS & other mobile telephony.

(a) Percentage of (a)
Network telephone provided
service: (i.e. billed directly)
subscribers to end users

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Allegiance Telecom of California, Inc. non-ILEC operations for California June 30, 2001 Filers completing Part I or Part II must supply a list of 5-digit Zip Codes in which the filer has at least one customer. Do not provide customer counts by Zip Code.

Part V: Zip Code Listings

FCC Form 477 - Local Competition and Broadband Reporting

V - 1. 5-digit Zip Codes in the state in which you provide service to end-user locations: (a) Broadband Service XXXX Wireless Exchange (b) Wireline & Fixed Telephone XXXXX

EXPIRATION DATE: 11/30/2003

OMB NO: 3060-0816

| A 3 2. 4. 4. 4. | All filers must complete this section.  1. Filing Status 2. Company  3. Indicate the category that best describes the operations covered by this filing.  Wireline Local Exchange Carrier  4. Filers must report separate data for ILEC and non-ILEC operations.  Use the following drop-down box to indicate whether this worksheet contains data                         |
|-----------------|--|
| 4, rų           | Filers must report separate data for ILEC and non-ILEC operations.  Use the following drop-down box to indicate whether this worksheet contains data for ILEC or for non-ILEC operations.  [non-ILEC operations]  Use the following drop-down box to select your company, parent or controlling entity name. Select "not shown" if it is not in the list. See instructions |
| ណ់              | Use the following drop-down box to select your company, parent or controlling entity name. Select "not shown" if it is not in the list. See instructions Section IV-B-1 for information on preparing file names.  Altegiance Telecom, Inc.   |
|                 | If you selected "not shown" above, then provide the following:  Name of company, parent or controlling entity.   |
| <b>ပ်</b>       | State. Colorado  |
| 7.              | Contact person (person who prepared the data contained below).   |
| òo              | Contact person telephone number and e-mail address.  phone   |
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| က်              | Indicate whether this is an original or revised filing.  Original Filing   |
| 10.             | Indicate whether you request non-disclosure of some or all of the information in this file because you believe that this information is privileged and confidential and public disclosure of such information would likely cause substantial harm to the competitive position of the filer.  Filer certifies that some data in this report is privileged and confidential  |
| <b>:</b>        | If you requested non-disclosure in line 10, indicate if this is your complete or redacted file.  [Redacted version of file]  |

Cover Page - Name & Contact Information

Please review instructions before completing form.

# Reminders:

- Virus check your floppy diskettes or compact disk before you mail them.
- If you are filing original or revised data for an earlier semi-annual reporting period, do not use this particular form (which is only for data as of June 30, 2001). See Reminder 4.
- You may not insert or delete columns or rows, move cells, or edit text or numbers outside the cells provided for data entries. Files that cannot be opened in EXCEL97, files whose structure has been altered, and files with improper names will be returned for refiling.

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If you have questions about the form, contact the Common Carrier Bureau, Industry Analysis Division at (202) 418-0940; via e-mail at 477INFO@fcc.gov; or via TTY at (202) 418-0484.

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- 5) You must include a Certification statement signed by an officer of your company. A single statement will cover all files included on the diskette(s) or compact disk.
- 6) If you request non-disclosure of some data, you must file a public version of the form with such information redacted. See Sections IV-B and IV-C of the instructions for information on preparing a redacted file.
- 7) Name your files as specified in section IV.B.1 of the instructions. To assist you, complete this Cover Page to generate an "example" name, below. Replace the character "#" in this example name with a sequence number as specified in the instructions. This number should be "1" unless using "1" would cause you to submit more than one file with the identical file name.

  \*\*Sample COC#J01Allegiance Telecom of Colorado, Inc. .XLS

III - 1. Cellular, PCS & other mobile telephony.

FCC Form 477 -

**Local Competition and Broadband Reporting** 

Part III: Mobile Local Telephone

| Data as of June 30, 2001  A. Mobile voice telephony subscribers in service and served over your own facilities. | Allegiance Telecom of Colorado, Inc. non-ILEC operations for Colorado June 30, 2001  Complete Part III if you and all affiliates (including commonly controlled entities) serve 10,000 or more mobile voice telephony subscribers in the state over your own facilities. See instructions for definitions of "mobile voice telephony subscribers" and "owned facilities". |
|---|---|
| (a) Network telephone service: subscribers  | June 30, 2001 itiles) serve 10,000 or ce telephony subscrib   |
| (b) Percentage of (a) provided (i.e. billed directly) to end users  | 1<br>3,000 or more mobile voice telephony subscribers in the<br>subscribers" and "owned facilities".  |

| Case 3.03-01                                     | v-02101-K | Document 103-11 | Filed 11/01/2007 | Page 24 01 75 |  |
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|  |           |                 |                  | Part          | FCC Form 477   |
|  |           |                 |                  | Line          | 177 - L  |
|  |           |                 |                  | Comment       | C Form 477 — Local Competition and Broadband Reporting  Note: Telecom of Colorado, Inc. non-ILEC operations for Colorado June 30, 2001  Space for comments or explanatory notes. |
| OMB NO: 3060-0816<br>EXPIRATION DATE: 11/30/2003 |           |                 |                  |               | Part IV: Explanations and Comments   |

Allegiance Telecom of Colorado, Inc. non-ILEC operations for Colorado June 30, 2001

Filers completing Part I or Part II must supply a list of 5-digit Zip Codes in which the filer has at least one customer.

FCC Form 477 - Local Competition and Broadband Reporting

Part V: Zip Code Listings

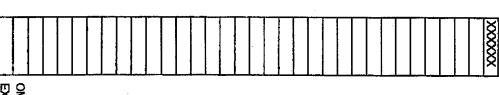
Data as of June 30, 2001

Do not provide customer counts by Zip Code.

V - 1. 5-digit Zip Codes in the state in which you provide service to end-user locations:

(a) Broadband Service

Wireless Exchange Telephone Wireline & Fixed



**EXPIRATION DATE: 11/30/2003** OMB NO: 3060-0816

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Page 27 of 75 Data as of June 30, 2001

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FCC Form 477 - Local Competition and Broadband Reporting

Part III: Mobile Local Telephone

Complete Part III if you and all affiliates (including commonly controlled entities) serve 10,000 or more mobile voice telephony subscribers in the state over your own facilities. See instructions for definitions of "mobile voice telephony subscribers" and "owned facilities".

Mobile voice telephony subscribers in service and served III - 1. Cellular, PCS & other mobile telephony. over your own facilities.

| (a) Network telephone service: subscribers                         |
|--|
| (b) Percentage of (a) provided (i.e. billed directly) to end users |

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Allegiance Telecom of the District of Columbia, Inc. non-ILEC operations for District of Columbia June 30, 2001 ----

Filers completing Part I or Part II must supply a list of 5-digit Zip Codes in which the filer has at least one customer.

FCC Form 477 - Local Competition and Broadband Reporting

Part V: Zip Code Listings

Data as of June 30, 2001

Do not provide customer counts by Zip Code.

V - 1. 5-digit Zip Codes in the state in which you provide service to end-user locations:

(a) (b)
Broadband Wireline & Fixed
Service Wireless Exchange

Telephone

OMB NO: 3060-0816

EXPIRATION DATE: 11/30/2003

| Redacted version of file    | 11. If you requested non-disclosure in line 10, indicate if this is your complete or redacted file. | 10. Indicate whether you request non-disclosure of some or all of the information in this file because you believe that this information is privileged and confidential and public disclosure of such information would likely cause substantial harm to the competitive position of the filer.  [Filer certifies that some data in this report is privileged and confidential] |  | 8. Contact person telephone number and e-mail address. phone e-mail   | 7. Contact person (person who prepared the data contained below).  | 6. State. District of Columbia | If you selected "not shown" above, then provide the following:  Name of company, parent or controlling entity.  | Allegiance Telecom, Inc. | <ol> <li>Use the following drop-down box to select your company, parent or controlling<br/>entity name. Select "not shown" if it is not in the list. See instructions<br/>Section IV-B-1 for information on preparing file names.</li> </ol>                         | 4. Filers must report separate data for ILEC and non-ILEC operations.  Use the following drop-down box to indicate whether this worksheet contains data for ILEC or for non-ILEC operations.  Inon-ILEC operations    | <ol> <li>Indicate the category that best describes the operations covered by this filing.</li> <li>Wireline Local Exchange Carrier</li> </ol> | 1. Filing Status Meet broadband and local competition thresholds 2. Company Allegiance Telecom of the District of Columbia, Inc. | ition and Broadban                      |
|-----------------------------|---|---|--|---|--|--------------------------------|---|--------------------------|--|---|---|--|---|
| EXPIRATION DATE: 11/30/2003 | Example DCG#J01Allegiance Telecom of the District of Columbia,                                      | number as specified in the instructions. This number should be "1" unless using "1" would cause you to submit more than one file with the identical file name.  | 7) Name your files as specified in section IV.B.1 of the instructions. To assist you, complete this Cover Page to generate an "example" name, below. Replace the | 6) If you request non-disclosure of some data, you must<br>file a public version of the form with such information<br>redacted. See Sections IV-B and IV-C of the instructions<br>for information on preparing a redacted file. | an officer of your company. A single statement will cover all files included on the diskette(s) or compact disk. |                                | <ol> <li>If you have questions about the form, contact the<br/>Common Carrier Bureau, Industry Analysis Division<br/>at (202) 418-0940; via e-mail at 477INFO@fcc.gov;<br/>or via TTY at (202) 418-0484.</li> </ol> | refiling.                | 3) You may not insert or delete columns or rows, move cells, or edit text or numbers outside the cells provided for data entries. Files that cannot be opened in EXCEL97, files whose structure has been altered, and files with improper names will be returned for | <ol> <li>If you are filing original or revised data for an earlier<br/>semi-annual reporting period, do not use this particular<br/>form (which is only for data as of June 30, 2001). See<br/>Reminder 4.</li> </ol> | <ol> <li>Virus check your floppy diskettes or compact disk before<br/>you mail them.</li> </ol>   | Reminders:   | Cover Page - Name & Contact Information |

Data as of June 30, 2001

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FCC Form 477 - Local Competition and Broadband Reporting

Complete Part III if you and all affliates (including commonly controlled entities) serve 10,000 or more mobile voice telephony subscribers in the state over your own facilities. See instructions for definitions of "mobile voice telephony subscribers" and "owned facilities".

 A. Mobile voice telephony subscribers in service and served over your own facilities.

III - 1. Cellular, PCS & other mobile telephony.

| (a) Network telephone service: subscribers                         |
|--|
| (b) Percentage of (a) provided (i.e. billed directly) to end users |

| Case 3:03-cv-02761-K                          | Document 103-11 | Filed 11/01/2007 |   |
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|   |                 |                  | Space for comments or explanatory notes.  Comment |
| OMB NO: 3060-0816 EXPIRATION DATE: 11/30/2003 |                 |                  |   |

FCC Form 477 - Local Competition and Broadband Reporting

Part V: Zip Code Listings

LEC operations for District of Columbia June 30, 2001

Filers completing Part I or Part II must supply a list of 5-digit Zip Codes in which the filer has at least one customer.

Data as of June 30, 2001

Do not provide customer counts by Zip Code.

V - 1. 5-digit Zip Codes in the state in which you provide service to end-user locations:

(a) Broadband Service

(b)
Wireline & Fixed
Wireless Exchange Telephone

XXXXX

**EXPIRATION DATE: 11/30/2003** OMB NO: 3060-0816

| Filer certifies that some data in this report is privileged and confidential  11. If you requested non-disclosure in line 10, indicate if this is your complete or redacted file.  [Redacted version of file]   |
|---|
| 10. Indicate whether you request non-disclosure of some or all of the information in this file<br>because you believe that this information is privileged and confidential and public disclosure<br>of such information would likely cause substantial harm to the competitive position of the filer. |
| Indicate whether this is an original or revised filing.  Original Filing  |
| e-mail  |
| 8. Contact person telephone number and e-mail address.  |
| 7. Contact person (person who prepared the data contained below)  |
| 6. State. Georgia   |
| Name of company, parent or controlling entity.  |
| Allegiance Telecom, Inc.  |
| <ol> <li>Use the following drop-down box to select your company, parent or controlling<br/>entity name. Select "not shown" if it is not in the list. See instructions<br/>Section IV-B-1 for information on preparing file names.</li> </ol>  |
| 4. Filers must report separate data for ILEC and non-ILEC operations. Use the following drop-down box to indicate whether this worksheet contains data for ILEC or for non-ILEC operations.  [non-ILEC operations]  |
| Indicate the category that best describes the operations covered by this filing.     Wireline Local Exchange Carrier  |
| <ol> <li>Filing Status</li></ol>  |

Cover Page - Name & Contact Information

Please review instructions before completing form.

FCC Form 477

**Local Competition and Broadband Reporting** 

File data as of: June 30, 2001

All filers must complete this section.

# Reminders:

- Virus check your floppy diskettes or compact disk before you mail them.
- If you are filing original or revised data for an earlier Reminder 4. form (which is only for data as of June 30, 2001). See semi-annual reporting period, do not use this particular

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- You may not insert or delete columns or rows, move and files with improper names will be returned for EXCEL97, files whose structure has been altered, for data entries. Files that cannot be opened in cells, or edit text or numbers outside the cells provided
- If you have questions about the form, contact the or via TTY at (202) 418-0484. at (202) 418-0940; via e-mail at 477INFO@fcc.gov; Common Carrier Bureau, Industry Analysis Division
- <u>ග</u> an officer of your company. A single statement will You must include a Certification statement signed by cover all files included on the diskette(s) or compact disk.
- If you request non-disclosure of some data, you must file a public version of the form with such information redacted. See Sections IV-B and IV-C of the instructions for information on preparing a redacted file.
- Name your files as specified in section IV.B.1 of the submit more than one file with the identical file name. number as specified in the instructions. This number character "#" in this example name with a sequence to generate an "example" name, below. Replace the should be "1" unless using "1" would cause you to instructions. To assist you, complete this Cover Page

Example GAC#101Allegiance Telecom of Georgia, Inc. XLS OMB NO: 3060-0816

EXPIRATION DATE: 11/30/2003

III - 1. Cellular, PCS & other mobile telephony.

| <ul> <li>A. Mobile voice telephony subscribers in service and served<br/>over your own facilities.</li> </ul> | Data as of June 30, 2001 | Complete Part III if you and all affiliates (including commonly controlled entities) serve 10,000 or more mobile voice telephony subscribers in the state over your own facilities. See instructions for definitions of "mobile voice telephony subscribers" and "owned facilities". | Allegiance Telecom of Georgia, Inc. non-ILEC operations for Georgia June 30, 2001 | CC Form 477 - Local Competition and Broadband Reporting |
|---|--------------------------|--|---|---|
| (a) Network telephone service: subscribers  |                          | itilies) serve 10,000 or r<br>ice telephony subscribe  | ne 30, 2001   | <b>3</b>  |
| Percentage of (a) provided (i.e. billed directly) to end users  | (b)                      | more mobile voice telephony subscribers in the ers" and "owned facilities".  |   | Part III. Mohile i ocal Telephone                       |

| Case 3:03-cv-02/61-K |  |  |  |  |   | Document 103-11 |  |   |  |  |  |  |  |  |  | Filed 11/01/2007 |  |  |  |  |   |  |   |  |  | e |  |  |         |  |   |   |  |
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|                      | OMB NO: 3060-0816<br>EXPIRATION DATE: 11/30/2003 |  |  |  |   |                 |  |   |  |  |  |  |  |  |  |                  |  |  |  |  |   |  |   |  |  |   |  |  |         |  |   | Part IV: Explanations and Comments        |  |

| Data as of June 30, 2001  (a) (b) Broadband Wireline & Fixed Wireless Exchange Telephone  Took and the state in which you provide service to end-user locations:  1 2 3 3 4 4 5 7 8 9 | OMB NO: 3060-0816                            |
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|   | Wireline & Fixed Wireless Exchange Telephone |

FCC Form 477 - Local Competition and Broadband Reporting

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| number as specified in the instructions. This number   | to. Indicate whether you request horrostion is privileged and confidential and public disclosure   |  |
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| file a public version of the form with such information  | phone  |  |
| 6) If you request non-disclosure of some data, you must  | 8. Contact person telephone number and e-mail address.   |  |
|  | 7. Contact person (person who prepared the data contained below).  |  |
| <ol><li>You must include a Certification statement signed by</li></ol>   | 6. State. Illinois   |  |
| or via TTY at (202) 418-0484.  |  |  |
| Common Carrier Bureau, Industry Analysis Division at (202) 418-0940: via e-mail at 477INFO@fcc.gov   | Name of company, parent or controlling entity.   |  |
| <ol><li>If you have questions about the form, contact the</li></ol>  | If you selected "not shown" above, then provide the following:   |  |
| refiling.  | Allegiance Telecom, Inc.   |  |
| EXCEL97, files whose structure has been attered, and files with improper names will be returned for  | Section IV-B-1 for information on preparing file names.  |  |
| for data entries. Files that cannot be opened in   | entity name. Select "not shown" if it is not in the list. See instructions   |  |
| <ol> <li>You may not insert or delete columns or rows, move<br/>cells, or edit text or numbers outside the cells provided</li> </ol>   | <ol><li>Use the following drop-down box to select your company, parent or controlling</li></ol>  |  |
|  | non-ILEC operations  |  |
| form (which is only for data as of June 30, 2001). See   | for ILEC or for non-ILEC operations.   |  |
| semi-annual reporting period, do not use this particular   | 4. Filets files report separate data for ILEC and non-ILEC operations.  Use the following drop-down box to indicate whether this worksheet contains data |  |
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| <ol> <li>Virus check your floppy diskettes or compact disk before<br/>you mail them.</li> </ol>  | <ol> <li>Indicate the category that best describes the operations covered by this filing.</li> <li>Wireline I coal Exchange Carrier</li> </ol>           |  |
| Heminders:   | 2. Company Allegiance Telecom of Illinois, Inc.  |  |
|  | Filing Status Meet local competition threshold only  |  |
| Please review instructions before completing form.   | All filers must complete this section. File data as of: June 30, 2001  |  |
| Cover Page - Name & Contact Information  | FCC Form 477 — Local Competition and Broadband Reporting   |  |

| (b) Percentage of (a) provided (i.e. billed directly) to end users | (a) Network telephone service: subscribers                          | Mobile voice telephony subscribers in service and served over your own facilities.   |
|--|---|--|
|  |   | Data as of June 30, 2001   |
| obile voice telephony subscribers in the l "owned facilities".     | entities) serve 10,000 or more move move telephony subscribers" and | Complete Part III if you and all affiliates (including commonly controlled entities) serve 10,000 or more mobile voice telepho state over your own facilities. See instructions for definitions of "mobile voice telephony subscribers" and "owned facilities" |
|  | ne 30, 2001   | Allegiance Telecom of Illinois, Inc. non-ILEC operations for Illinois June 30, 2001  |
| Part III: Mobile I   | ing   | FCC Form 477 - Local Competition and Broadband Reporting   |

| Case 3:03-cv-02761-K                          | Document 103-11 | Filed 11/01/2007 | Page 40 of 75 |  |
|---|-----------------|------------------|---------------|--|
|   |                 |                  | Pan           | FCC Form 477 IAllegiance Teleco  |
|   |                 |                  | Line          | n 477 — Luce Telecom   |
|   |                 |                  | Comment       | ocal Compositions, Inc. Space for c  |
|   |                 |                  |               | 7 - Local Competition and Broadband Reporting elecom of Illinois, Inc. non-ILEC operations for Illinois June 30, 2001 Space for comments or explanatory notes. |
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| NO: 3060-4                                    |                 |                  |               | 1 1  |
| OMB NO: 3060-0816 EXPIRATION DATE: 11/30/2003 |                 |                  |               | Explanations and Comments  |
| 08  |                 |                  |               | Somments   |

Filers completing Part I or Part II must supply a list of 5-digit Zip Codes in which the filer has at least one customer. Do not provide customer counts by Zip Code. Allegiance Telecom of Illinois, Inc. non-ILEC operations for Illinois June 30, 2001 Data as of June 30, 2001 V - 1. 5-digit Zip Codes in the state in which you provide service to end-user locations: (a) Broadband Service (b)
Wireline & Fixed
Wireless Exchange
Telephone XXXXX OMB NO: 3060-0816 EXPIRATION DATE: 11/30/2003

FCC Form 477 — Local Competition and Broadband Reporting

Part V: Zip Code Listings

## Cover Page - Name & Contact Information

Please review instructions before completing form.

FCC Form 477 — Local Competition and Broadband Reporting

## Reminders:

- Virus check your floppy diskettes or compact disk before you mail them.
- If you are filing original or revised data for an earlier semi-annual reporting period, do not use this particular form (which is only for data as of June 30, 2001). See Reminder 4.
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- If you have questions about the form, contact the Common Carrier Bureau, Industry Analysis Division at (202) 418-0940; via e-mail at 477INFO@fcc.gov; or via TTY at (202) 418-0484.
- 5) You must include a Certification statement signed by an officer of your company. A single statement will cover all files included on the diskette(s) or compact disk.
- 6) If you request non-disclosure of some data, you must file a public version of the form with such information redacted. See Sections IV-B and IV-C of the instructions for information on preparing a redacted file.
- 7) Name your files as specified in section IV.B.1 of the instructions. To assist you, complete this Cover Page to generate an "example" name, below. Replace the character "#" in this example name with a sequence number as specified in the instructions. This number should be "1" unless using "1" would cause you to submit more than one file with the identical file name.

  Example MDC#J01Allegiance Telecom of Maryland, Inc. .XLS

> Data as of June 30, 2001 state over your own facilities. See instructions for definitions of "mobile voice telephony subscribers" and "owned facilities" Mobile voice telephony subscribers in service and served over your own facilities. III - 1. Cellular, PCS & other mobile telephony. Network telephone subscribers service: æ Percentage of (a) provided (i.e. billed directly) to end users ত্র

FCC Form 477 - Local Competition and Broadband Reporting

Part III: Mobile Local Telephone

Allegiance Telecom of Maryland, Inc. non-ILEC operations for Maryland June 30, 2001

Complete Part III if you and all affiliates (including commonly controlled entities) serve 10,000 or more mobile voice telephony subscribers in the

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FCC Form 477 — Local Competition and Broadband Reporting Allegiance Telecom of Maryland, Inc. non-ILEC operations for Maryland June 30, 200 Part V: Zip Code Listings

Filers completing Part I or Part II must supply a list of 5-digit Zip Codes in which the filer has at least one customer.

Do not provide customer counts by Zip Code.

Data as of June 30, 2001

V - 1. 5-digit Zip Codes in the state in which you provide service to end-user locations: (a) Broadband Service Wireless Exchange Telephone (b) Wireline & Fixed XXXXXX EXPIRATION DATE: 11/30/2003 OMB NO: 3060-0816

| Hedacted version of file                         | ), indicate if this is your complete or redacted file.     | Indicate whether you request non-disclosure of some or all of the information in this file because you believe that this information is privileged and confidential and public disclosure of such information would likely cause substantial harm to the competitive position of the filer.  [Filer certifies that some data in this report is privileged and confidential] | Indicate whether this is an original or revised filing.  Original Filing                                       | Contact person telephone number and e-mail address.  phone  e-mail  | Contact person (person who prepared the data contained below).   | Name of company, parent or controlling entity.  State.  Massachusetts  | Use the following drop-down box to select your company, parent or controlling entity name. Select "not shown" if it is not in the list. See instructions  Section IV-B-1 for information on preparing file names.  [Allegiance Telecom, Inc.]  [Allegiance Telecom, Inc.]       | Filers must report separate data for ILEC and non-ILEC operations.  Use the following drop-down box to indicate whether this worksheet contains data for ILEC or for non-ILEC operations.  Inon-ILEC operations       | Indicate the category that best describes the operations covered by this filing.  Wireline Local Exchange Carrier | All filers must complete this section.  1. Filing Status  Meet local competition threshold only  2. Company  Allegiance Telecom of Massachusetts, Inc. |
|--|--|---|--|---|--|--|---|---|---|--|
| OMB NO: 3060-0816<br>EXPIRATION DATE: 11/30/2003 | Example MAC#J01Allegiance Telecom of Massachusetts, IncXLS | character "#" in this example name, below. Heplace me character "#" in this example name with a sequence number as specified in the instructions. This number should be "1" unless using "1" would cause you to submit more than one file with the identical file name.   | 7) Name your files as specified in section IV.B.1 of the instructions. To assist you, complete this Cover Page | 6) If you request non-disclosure of some data, you must<br>file a public version of the form with such information<br>redacted. See Sections IV-B and IV-C of the instructions<br>for information on preparing a redacted file. | <ul> <li>o) You must include a Certification statement signed by<br/>an officer of your company. A single statement will<br/>cover all files included on the diskette(s) or compact disk.</li> </ul> | 4) If you have questions about the form, contact the Common Carrier Bureau, Industry Analysis Division at (202) 418-0940; via e-mail at 477INFO@fcc.gov; or via TTY at (202) 418-0484. | 3) You may not insert or delete columns or rows, move cells, or edit text or numbers outside the cells provided for data entries. Files that cannot be opened in EXCEL97, files whose structure has been altered, and files with improper names will be returned for refilling. | <ol> <li>If you are filing original or revised data for an earlier<br/>semi-annual reporting period, do not use this particular<br/>form (which is only for data as of June 30, 2001). See<br/>Reminder 4.</li> </ol> | <ol> <li>Virus check your floppy diskettes or compact disk before<br/>you mail them.</li> </ol>                   | Please review instructions before completing form. Reminders:  |

III - 1. Cellular, PCS & other mobile telephony. Network telephone service: subscribers (i.e. billed directly) to end users

Data as of June 30, 2001

₽ Mobile voice telephony subscribers in service and served over your own facilities.

<u>a</u>

Percentage of (a) provided

₤

Part III: Mobile Local Telephone

FCC Form 477 — Local Competition and Broadband Reporting

Allegiance Telecom of Massachusetts, Inc. non-ILEC operations for Massachusetts June 30, 2001

Complete Part III if you and all affiliates (including commonly controlled entities) serve 10,000 or more mobile voice telephony subscribers in the state over your own facilities. See instructions for definitions of "mobile voice telephony subscribers" and "owned facilities".

| 77        | #//       | ĺ   | Part IV: Explanations and Comments |
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Page 49 of 75 Data as of June 30, 2001 V - 1. 5-digit Zip Codes in the state in which you provide service to end-user locations:

Filers completing Part I or Part II must supply a list of 5-digit Zip Codes in which the filer has at least one customer. Do not provide customer counts by Zip Code.

FCC Form 477 - Local Competition and Broadband Reporting

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Part V: Zip Code Listings

ひにななる (a) Broadband Service Wireline & Fixed
Wireless Exchange
Telephone XXXXXX EXPIRATION DATE: 11/30/2003 OMB NO: 3060-0816

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|---|--|--|--|-----------------|--|-------------------|
| Indicate whether this is an original or revised filing.  Original Filing  Indicate whether you request non-disclosure of some or all of the information in this file because you believe that this information is privileged and confidential and public disclosure of such information would likely cause substantial harm to the competitive position of the filer.  Filer certifies that some data in this report is privileged and confidential.  If you requested non-disclosure in line 10, indicate if this is your complete or redacted file.  Redacted version of file | Contact person telephone number and e-mail address.  phone  e-mail   | State. Michigan  Contact person (person who prepared the data contained below).  | Allegiance Telecom, Inc.  If you selected "not shown" above, then provide the following:  Name of company, parent or controlling entity.                             |                 | Filers must report separate data for ILEC and non-ILEC operations.  Use the following drop-down box to indicate whether this worksheet contains data for ILEC or for non-ILEC operations.    | <u>-</u>          |
| 7) Name your files as specified in section IV.B.1 of the instructions. To assist you, complete this Cover Page to generate an "example" name, below. Replace the character "#" in this example name with a sequence number as specified in the instructions. This number should be "1" unless using "1" would cause you to submit more than one file with the identical file name.  sor redacted file. Example MIC#J01Allegiance Telecom of Michigan, Inc. XLS OMB NO: 3060-0816  EXPIRATION DATE: 11/30/2003   | 6) If you request non-disclosure of some data, you must file a public version of the form with such information redacted. See Sections IV-B and IV-C of the instructions for information on preparing a redacted file. | or via TTY at (202) 418-0484.  5) You must include a Certification statement signed by an officer of your company. A single statement will cover all files included on the diskette(s) or company. | and files with improper names will be returned for refiling.  4) If you have questions about the form, contact the Common Carrier Bureau, Industry Analysis Division | <b>.</b><br>(3) | you mail them.  2) If you are filing original or revised data for an earlier semi-annual reporting period, do not use this particular form (which is only for data as of June 30, 2001). See | 30, 2001          |

| le voice telephony subscribers in service and ser<br>your own facilities. | Data as of June 30, 2001 |
|---|--------------------------|
| (a) Network telephone service: subscribers                                |                          |
| Percentage of (a) provided (i.e. billed directly) to end users            | (F)                      |
|   |                          |

FCC Form 477 - Local Competition and Broadband Reporting

Part III: Mobile Local Telephone

Allegiance Telecom of Michigan, Inc. non-ILEC operations for Michigan June 30, 2001

Complete Part III if you and all affiliates (including commonly controlled entities) serve 10,000 or more mobile voice telephony subscribers in the state over your own facilities. See instructions for definitions of "mobile voice telephony subscribers" and "owned facilities".

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FCC Form 477 - Local Competition and Broadband Reporting

Part V: Zip Code Listings

Do not provide customer counts by Zip Code. Filers completing Part I or Part II must supply a list of 5-digit Zip Codes in which the filer has at least one customer.

Data as of June 30, 2001

V - 1. 5-digit Zip Codes in the state in which you provide service to end-user locations:

(a) Broadband Service

(b)
Wireline & Fixed
Wireless Exchange
Telephone

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OMB NO: 3060-0816

EXPIRATION DATE: 11/30/2003

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| Example MOC#J01Allegiance Telecom of Missouri, Inc. XLS  | 11. If you requested non-disclosure in line 10, indicate if this is your complete or redacted file.                        |            |
| submit more than one file with the identical file name.  | Filer certifies that some data in this report is privileged and confidential   |            |
| should be "1" unless using "1" would cause you to  | because you believe that this information is privileged and confidential and public disclosure                             |            |
| character # in this example name with a sequence   | 10. Indicate whether you request non-disclosure of some or all of the information in this file                             |            |
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| an officer of your company. A single statement will  | <ol><li>Contact person (person who prepared the data contained below).</li></ol>   | ~!         |
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| at (202) 418-0940; via e-mail at 477INFO@fcc.gov;  | rains of company, parent of compounty cristy.  |            |
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| Please review instructions before completing form.   | All filers must complete this section. File data as of: June 30, 2001  |            |
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**Local Competition and Broadband Reporting** 

Part III: Mobile Local Telephone

FCC Form 477

Complete Part III if you and all affiliates (including commonly controlled entities) serve 10,000 or more mobile voice telephony subscribers in the state over your own facilities. See instructions for definitions of "mobile voice telephony subscribers" and "owned facilities".

over your own facilities. Mobile voice telephony subscribers in service and served

ill - 1. Cellular, PCS & other mobile telephony.

| (a) Network telephone service: subscribers                         |
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| (b) Percentage of (a) provided (i.e. billed directly) to end users |
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| FCC Form 4777 - |           | Local Competition and Broadband Reporting | Part IV: Explanations and Comments               |
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Allegiance Telecom of Missouri, Inc. non-ILEC operations for Missouri June 30, 200

FCC Form 477 - Local Competition and Broadband Reporting

Part V: Zip Code Listings

Filers completing Part I or Part II must supply a list of 5-digit Zip Codes in which the filer has at least one customer. Do not provide customer counts by Zip Code.

Data as of June 30, 2001

V - 1. 5-digit Zip Codes in the state in which you provide service to end-user locations:

(a) Broadband Service

(b)
Wireline & Fixed
Wireless Exchange
Telephone

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OMB NO: 3060-0816

EXPIRATION DATE: 11/30/2003

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Ċ entity name. Select "not shown" if it is not in the list. See instructions Use the following drop-down box to select your company, parent or controlling Section IV-B-1 for information on preparing file names

Allegiance Telecom, Inc.

If you selected "not shown" above, then provide the following:

Name of company, parent or controlling entity

New Jersey

Contact person (person who prepared the data contained below

φ Contact person telephone number and e-mail address pnone

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₫ of such information would likely cause substantial harm to the competitive position of the filer. Indicate whether you request non-disclosure of some or all of the information in this file because you believe that this information is privileged and confidential and public disclosure Filer certifies that some data in this report is privileged and contidential

11. If you requested non-disclosure in line 10, indicate if this is your complete or redacted file.

Hedacted version of file

Cover Page - Name & Contact Information

- 1) Virus check your floppy diskettes or compact disk before
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- If you have questions about the form, contact the at (202) 418-0940; via e-mail at 477INFO@fcc.gov; or via TTY at (202) 418-0484 Common Carrier Bureau, Industry Analysis Division
- 9 an officer of your company. A single statement will You must include a Certification statement signed by cover all files included on the diskette(s) or compact disk
- 9 If you request non-disclosure of some data, you must for information on preparing a redacted file. redacted. See Sections IV-B and IV-C of the instructions file a public version of the form with such information
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Example NJC#J01Allegiance Telecom of New Jersey, Inc.

Data as of June 30, 2001

FCC Form 477

Part III: Mobile Local Telephone

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Complete Part III if you and all affiliates (including commonly controlled entities) serve 10,000 or more mobile voice telephony subscribers in the state over your own facilities. See instructions for definitions of "mobile voice telephony subscribers" and "owned facilities".

| III - 1. Ceilular, PCS & other mobile telephony. | Mobile voice telephony subscribers in service and served over your own facilities. |
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| (a)<br>Network telephone<br>service:<br>subscribers                |
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| (b) Percentage of (a) provided (i.e. billed directly) to end users |

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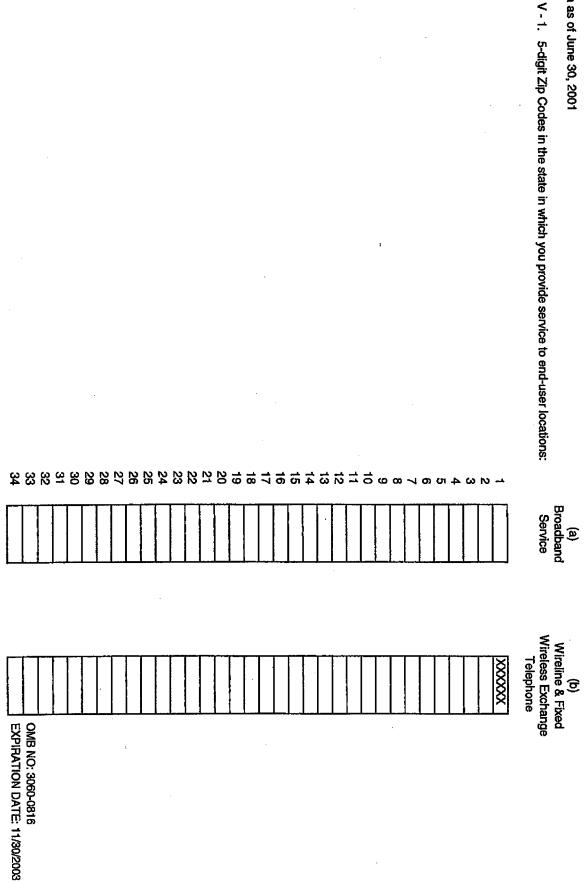
Allegiance Telecom of New Jersey, Inc. non-ILEC operations for New Jersey June 30, 2001

FCC Form 477 - Local Competition and Broadband Reporting

Part V: Zip Code Listings

Do not provide customer counts by Zip Code. Filers completing Part I or Part II must supply a list of 5-digit Zip Codes in which the filer has at least one customer.

Data as of June 30, 2001



| Example NYC#J01Allegiance  |   |
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|  | If you requested non-disclosure in line 10, indicate if this is your complete or redacted file.   |
| character "#" in this e<br>number as specified i<br>should be "1" unless<br>submit more than one                         | Indicate whether you request non-disclosure of some or all of the information in this file because you believe that this information is privileged and confidential and public disclosure of such information would likely cause substantial harm to the competitive position of the filer.  Filer certifies that some data in this report is privileged and confidential |
| <ol> <li>Name your files as spinstructions. To assist to generate an "exam</li> </ol>                                    | Indicate whether this is an original or revised filing.  Original Filing  |
|  | e-mail  |
|  | Contact person (person who prepared the data contained below).  Contact person telephone number and e-mail address.   |
| or va III y at (202) 4  5) You must include a C  | State. New York   |
| 4) If you have questions<br>Common Carrier Bur<br>at (202) 418-0940; vi  | If you selected "not shown" above, then provide the following:  Name of company, parent or controlling entity.  |
| and files with improprefiling.   | Allegiance Telecom, Inc.  |
| <ol> <li>You may not insert o<br/>cells, or edit text or n<br/>for data entries. File<br/>EXCEL97, files whos</li> </ol> | Use the following drop-down box to select your company, parent or controlling entity name. Select "not shown" if it is not in the list. See instructions Section IV-B-1 for information on preparing file names.  |
| <ol> <li>If you are filing origin<br/>semi-annual reportin<br/>form (which is only form)</li> <li>Reminder 4.</li> </ol> | Filers must report separate data for ILEC and non-ILEC operations.  Use the following drop-down box to indicate whether this worksheet contains data for ILEC or for non-ILEC operations.  [non-ILEC operations]  |
| <ol> <li>Virus check your flop<br/>you mail them.</li> </ol>   | Indicate the category that best describes the operations covered by this filing.  [Wireline Local Exchange Carrier]   |
| Please review instructio Reminders:  | 1. Filing Status Meet broadband and local competition thresholds 2. Company Allegiance Telecom of New York, Inc.  |
|  | ition and Broadband Reporting   |

Name & Contact Information

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- opy diskettes or compact disk before
- ng period, do not use this particular nal or revised data for an earlier or data as of June 30, 2001). See
- s that cannot be opened in er names will be returned for se structure has been altered, r delete columns or rows, move umbers outside the cells provided
- a e-mail at 477!NFO@fcc.gov; eau, Industry Analysis Division about the form, contact the 18-0484.
- d on the diskette(s) or compact disk npany. A single statement will ertification statement signed by
- paring a redacted file. ns IV-B and IV-C of the instructions sclosure of some data, you must the form with such information
- e file with the identical file name. in the instructions. This number st you, complete this Cover Page elecom of New York, Inc. .XLS using "1" would cause you to ple" name, below. Replace the secified in section IV.B.1 of the xample name with a sequence

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| Falt IV. Explanations and Schilliona             |  | FCC Form 477 -     |
| Part IV: Evalanations and Comments               |  |                    |

FCC Form 477 - Local Competition and Broadband Reporting Data as of June 30, 2001 Do not provide customer counts by Zip Code. Allegiance Telecom of New York, Inc. non-ILEC operations for New York June 30, 200 Filers completing Part I or Part II must supply a list of 5-digit Zip Codes in which the filer has at least one customer. V - 1. 5-digit Zip Codes in the state in which you provide service to end-user locations: (a) Broadband Service Wireless Exchange Telephone Wireline & Fixed XXXXXX ₤ Part V: Zip Code Listings OMB NO: 3060-0816 EXPIRATION DATE: 11/30/2003

EXPIRATION DATE: 11/30/2003

| Example INTG#JUTAllegiance Telecom of New York, Inc. Hevised FI  OMB NO: 3060-0816  | Redacted version of file  |    |
|---|---|----|
| character "#" in this example name with a sequence number as specified in the instructions. This number should be "1" unless using "1" would cause you to submit more than one file with the identical file name.   |   |    |
| 7) Name your files as specified in section IV.B.1 of the instructions. To assist you, complete this Cover Page to generate an "example" name, below. Replace the  | Indicate whether this is an original or revised filing.      Revised Filing 1   |    |
| 6) If you request non-disclosure of some data, you must<br>file a public version of the form with such information<br>redacted. See Sections IV-B and IV-C of the instructions<br>for information on preparing a redacted file.   | 8. Contact person telephone number and e-mail address. phone e-mail   |    |
| <ol> <li>You must include a Certification statement signed by<br/>an officer of your company. A single statement will<br/>cover all files included on the diskette(s) or compact disk.</li> </ol>   | Contact person  |    |
| <ol> <li>If you have questions about the form, contact the<br/>Common Carrier Bureau, Industry Analysis Division<br/>at (202) 418-0940; via e-mail at 477INFO@fcc.gov;<br/>or via TTY at (202) 418-0484.</li> </ol>   | If you selected "not shown" above, then provide the following:  Name of company, parent or controlling entity.  6. State. New York  |    |
| 3) You may not insert or delete columns or rows, move<br>cells, or edit text or numbers outside the cells provided<br>for data entries. Files that cannot be opened in<br>EXCEL97, files whose structure has been altered,<br>and files with improper names will be returned for<br>refiling. | <ol> <li>Use the following drop-down box to select your company, parent or controlling entity name. Select "not shown" if it is not in the list. See instructions Section IV-B-1 for information on preparing file names.</li> </ol> Allegiance Telecom, Inc. |    |
| <ol> <li>If you are filing original or revised data for an earlier<br/>semi-annual reporting period, do not use this particular<br/>form (which is only for data as of June 30, 2001). See<br/>Reminder 4.</li> </ol>   | 4. Filers must report separate data for ILEC and non-ILEC operations.  Use the following drop-down box to indicate whether this worksheet contains data for ILEC or for non-ILEC operations.  [non-ILEC operations]   |    |
| <ol> <li>Virus check your floppy diskettes or compact disk before<br/>you mail them.</li> </ol>   | <ol> <li>Indicate the category that best describes the operations covered by this filing.</li> <li>Wireline Local Exchange Carrier</li> </ol>   |    |
| Please review instructions before completing form.  Reminders:  | All filers must complete this section.  1. Filing Status  Meet broadband and local competition thresholds 2. Company  Allegiance Telecom of New York, Inc.  |    |
| Cover Page - Name & Contact Information   | FCC Form 477 - Local Competition and Broadband Reporting  | اح |

FCC Form 477 - Local Competition and Broadband Reporting state over your own facilities. See instructions for definitions of "mobile voice telephony subscribers" and "owned facilities": Allegiance Telecom of New York, Inc. non-ILEC operations for New York June 30, 2001 Complete Part III if you and all affiliates (including commonly controlled entities) serve 10,000 or more mobile voice telephony subscribers in the

⋗ Data as of June 30, 2001 over your own facilities. Mobile voice telephony subscribers in service and served

III - 1. Cellular, PCS & other mobile telephony.

| (a) Network telephone service: subscribers                         |
|--|
| (b) Percentage of (a) provided (i.e. billed directly) to end users |

OMB NO: 3060-0816 EXPIRATION DATE: 11/30/2003

Part III: Mobile Local Telephone

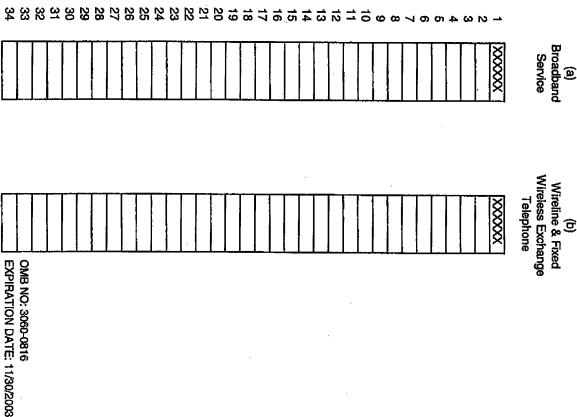
| Page 67 of 75  Fait Use Competition and Broadband Reporting  Page 67 of 75  Part Use Comment  Space for comment or explanatory notes.  Competition and Broadband Reporting  Page 67 of 75  Part Use Comment  Space for comment or explanatory notes.  Competition and Broadband Reporting  Page 67 of 75  Part Use Comment  Space for comment or explanatory notes. |
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FCC Form 477 - Local Competition and Broadband Reporting Part V: Zip Code Listings

Allegiance Telecom of New York, Inc. non-ILEC operations for New York June 30, 2001 Filers completing Part I or Part II must supply a list of 5-digit Zip Codes in which the filer has at least one customer.

Do not provide customer counts by Zip Code.

Data as of June 30, 2001 V - 1. 5-digit Zip Codes in the state in which you provide service to end-user locations: a



| 7. Contact person (person who prepared the data contained below).  |  |
|--|--|
| 6. State. Pennsylvania   |  |
| Name of company, parent or controlling entity.   |  |
| If you selected "not shown" above, then provide the following:   |  |
| Allegiance Telecom, Inc.   |  |
| <ol> <li>Use the following drop-down box to select your company, parent or controlling<br/>entity name. Select "not shown" if it is not in the list. See instructions<br/>Section IV-B-1 for information on preparing file names.</li> </ol> |  |
| 4. Filers must report separate data for ILEC and non-ILEC operations.  Use the following drop-down box to indicate whether this worksheet contains data for ILEC or for non-ILEC operations.  [non-ILEC operations]                          |  |
| Indicate the category that best describes the operations covered by this filing.     Wireline Local Exchange Carrier   |  |
| Filing Status  |  |
| All filers must complete this section. File data as of: June 30, 2001  |  |

Local Competition and Broadband Reporting Cover Page - Name & Contact Information

Please review instructions before completing form.

Reminders:

- 1) Virus check your floppy diskettes or compact disk before you mail them.
- 2) If you are filing original or revised data for an earlier semi-annual reporting period, do not use this particular Reminder 4. form (which is only for data as of June 30, 2001). See
- You may not insert or delete columns or rows, move and files with improper names will be returned for EXCEL97, files whose structure has been altered for data entries. Files that cannot be opened in cells, or edit text or numbers outside the cells provided
- If you have questions about the form, contact the or via TTY at (202) 418-0484. at (202) 418-0940; via e-mail at 477INFO@fcc.gov; Common Carrier Bureau, Industry Analysis Division
- 9 an officer of your company. A single statement will You must include a Certification statement signed by cover all files included on the diskette(s) or compact disk
- 9 If you request non-disclosure of some data, you must redacted. See Sections IV-B and IV-C of the instructions for information on preparing a redacted file. file a public version of the form with such information
- Example PAC#J01Allegiance Telecom of Pennsylvania, Inc. XLS لا should be "1" unless using "1" would cause you to Name your files as specified in section IV.B.1 of the submit more than one file with the identical file name. character "#" in this example name with a sequence to generate an "example" name, below. Replace the instructions. To assist you, complete this Cover Page number as specified in the instructions. This number

EXPIRATION DATE: 11/30/2003 OMB NO: 3060-0816

| complete Part III if you and all affiliates (including commonly controlled entities) serve 10,000 or more mobile voice telephony subscribers in the tate over your own facilities. See instructions for definitions of "mobile voice telephony subscribers" and "owned facilities". | entities) serve 10,000 or m<br>voice telephony subscribe | nore mobile voice telephony subscribers in the rs" and "owned facilities". |
|---|--|--|
| )ata as of June 30, 2001  |  |  |
| . Mobile voice telephony subscribers in service and served over your own facilities.  | (a) Network telephone service: subscribers               | Percentage of (a) provided (i.e. billed directly) to end users             |
| III - 1 Cellular PCS & other mobile telephony   |  |  |

FCC Form 477 - Local Competition and Broadband Reporting

Part III: Mobile Local Telephone

Allegiance Telecom of Pennsylvania, Inc. non-ILEC operations for Pennsylvania June 30, 2001

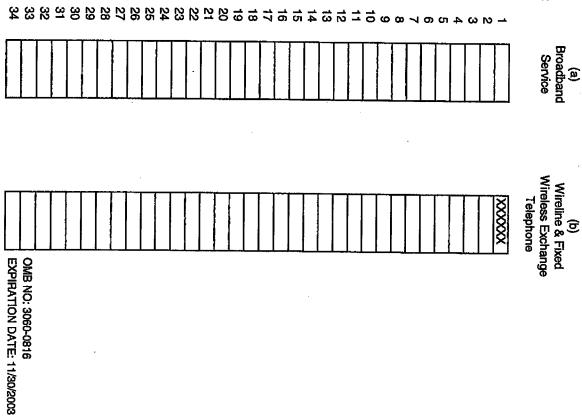
Part V: Zip Code Listings

FCC Form 477 - Local Competition and Broadband Reporting

Do not provide customer counts by Zip Code. Filers completing Part I or Part II must supply a list of 5-digit Zip Codes in which the filer has at least one customer.

Data as of June 30, 2001

V - 1. 5-digit Zip Codes in the state in which you provide service to end-user locations:



| OMB NO: 3060-0816<br>EXPIRATION DATE: 11/30/2003   | Redacted version of file   |
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| Example TXC#J01Allegiance Telecom of Texas, IncXLS   | 11. If you requested non-disclosure in line 10, indicate if this is your complete or redacted file.  |
| submit more than one file with the identical file name.  | Filer certifies that some data in this report is privileged and confidential   |
| should be "1" unless using "1" would cause you to  | of such information would likely cause substantial harm to the competitive position of the filer.  |
| character ** in this example name with a sequence  | 10. Indicate whether you request non-disclosure of some or all of the information in this file   |
| to generate an "example" name, below. Replace the  |  |
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| <ol><li>Name your files as specified in section IV.B.1 of the</li></ol>  | <ol><li>Indicate whether this is an original or revised filing.</li></ol>  |
| for information on preparing a redacted file.  | e-mail   |
| redacted. See Sections IV-B and IV-C of the instructions   |  |
| <ol> <li>If you request non-disclosure of some data, you must<br/>file a nublic version of the form with such information</li> </ol>       | 8. Contact person telephone number and e-mail address.   |
| רחאבו שו וונס וווישותפי טון חוב חוויבוויב(פ) או האוויףשני חופני  |  |
|  | <ol><li>Contact person (person who prepared the data contained below).</li></ol>   |
| <ol><li>You must include a Certification statement signed by</li></ol>   |  |
| or via 11 Y at (202) 418-0484.   | 6 State Texas  |
| at (202) 418-0940; via e-mail at 4771NFO@fcc.gov;  |  |
|  | Name of company, parent or controlling entity.   |
| <ol> <li>If you have questions about the form, contact the</li> </ol>  | If you selected "not shown" above, then provide the following:   |
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| and files with improper names will be returned for   | Cooner 14 O 4 (e) initializate en proponing no nominos   |
| ror data entries. Hies that cannot be opened in EXCEL 97, files whose structure has been aftered.  | entity name. Select "not shown" if it is not in the list. See instructions Section IV-R-1 for information on preparing file names.   |
| <ol> <li>You may not insert or delete columns or rows, move<br/>cells, or edit text or numbers outside the cells provided</li> </ol>       | 5. Use the following drop-down box to select your company, parent or controlling   |
|  | non-fLEC operations  |
| form (which is only for data as of June 30, 2001). See   | for ILEC or for non-ILEC operations.   |
| <ol> <li>It you are filing original or revised data for an earlier<br/>semi-annual reporting period, do not use this particular</li> </ol> | <ol> <li>Filers must report separate data for ILEC and non-ILEC operations.</li> <li>Use the following dron-down box to indicate whether this worksheet contains data</li> </ol> |
|  | Wileling Local Exchange Carrier  |
| <ol> <li>Virus check your floppy diskettes or compact disk before<br/>you mail them</li> </ol>   | 3. Indicate the category that best describes the operations covered by this filing.  |
|  | franching)   |
| Reminders:   | Plang Status   Meet local competition infestion only     Company   Alleriance Telecom of Texas Inc.  |
| Please review instructions before completing form.   | l filers must comple   |
| Cover Page - Name & Contact Information  | FCC Form 477 — Local Competition and Broadband Reporting   |

Data as of June 30, 2001

Allegiance Telecom of Texas, Inc. non-ILEC operations for Texas June 30, 2001

Complete Part III if you and all affiliates (including commonty controlled entities) serve 10,000 or more mobile voice telephony subscribers in the state over your own facilities. See instructions for definitions of "mobile voice telephony subscribers" and "owned facilities".

 A. Mobile voice telephony subscribers in service and served over your own facilities.

III - 1. Cellular, PCS & other mobile telephony.

(a) Percentage of (a) Network telephone service: (i.e. billed directly) subscribers to end users

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